



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Gabriel Nunez *et al.*
Serial No.: 10/014,269
Filed: 10/26/01
Entitled: NOD2 Nucleic Acids And Proteins
Group No: 1653
Examiner: Wax, Robert

AMENDMENT TRANSMITTAL

BOX NON FEE AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

<p align="center">CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)(1)(i)(A)</p> <p>I hereby certify that this correspondence (along with any referred to as being attached or enclosed) is, on the date shown below, being deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.</p> <p>Dated: <u>May 6, 2004</u></p> <p>By: <u>Mary Ellen Waite</u> Mary Ellen Waite</p>

Sir or Madam:

Transmitted herewith is an amendment for this application. The fee has been calculated as shown below.

	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA		RATE	ADDITIONAL FEE
Total Claims	7	—	26	0	×	18.00	\$0.00
Independent Claims	2	—	9	0	×	86.00	\$0.00

TOTAL DUE 0.00

1. No additional fee is required.
2. Please charge any additional fees, including any fees necessary for extensions of time, or credit overpayment to Deposit Account No. 08-1290. An originally executed duplicate of this transmittal is enclosed for this purpose.

Dated: May 6, 2004

By: Tanya A. Arenson
Tanya A. Arenson
Registration No. 47,391

MEDLEN & CARROLL, LLP
101 Howard Street, Suite 350
San Francisco, California 94105
(608) 218-6900



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Nunez
Serial No.: 10/014,269 Group No.: 1653
Filed: 10/26/01 Examiner: Wax, Robert
Entitled: **NOD2 NUCLEIC ACIDS AND PROTEINS**

**RESPONSE TO OFFICE ACTION MAILED
FEBRUARY 6, 2004**

Mail Stop Non-Fee Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 C.F.R. § 1.8(a)(1)(i)(B)	
I hereby certify that this correspondence (along with any referred to as being attached or enclosed) is, on the date shown below, being facsimile transmitted to the United States Patent and Trademark Office, Fax No. 703-746-5312.	
Dated: <u>5-6-04</u>	By: <u>M. E. White</u> Mary Ellen White

Sir:

The following communication is responsive to the Office Action mailed 2/6/04.

The applicants request reconsideration of the application in view of the following amendments and remarks.